IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1032 OF 2007
IN
SECOND APPEAL NO.1164 OF 2005

Radhabai Krushnasaheb Pawar
and Ors. .. Applicants

Versus

Pune Municipal Corporation &
Anr. .. Respondents

Mr.Sabrad for applicants
Mr.R.G.Ketkar for respondent Nos. 1 and 2.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 9th August 2007.

P.C.

. After arguing this application for some time, Mr.Sabrad seeks extension of time for enabling the applicants to do the needful, inasmuch as, he submits that the applicants would take out appropriate proceedings for deletion of the names of co-owners, whose whereabouts are now not known to them. The names are being mentioned

in the property card and that is how the Corporation insists for NOC from all of them.

2. Mr.Sabrad states that it is not possible to comply with this condition because consent will have to be obtained from co-owners, with whom, the applicants are absolutely having no contact nor have they met or seen them for past several years.

3. After it was brought to the notice of Mr.Sabrad that the remedy is not to apply by way of this civil application but the applicants must move the authorities for deletion of names of the subject co-owners from the P.R.Card, he seeks time to do so. This Court in its order passed on 19th July 2007 granted 12 weeks and recorded statement that for twelve weeks the structure would not be demolished. Out of the period of these twelve weeks, some time has already lapsed. In such circumstances, taking an over all view of

the matter, time is extended by another eight weeks from today. Structure, therefore, shall not be demolished for a further period of eight weeks from today. No further extension would be granted. C.A. disposed off. No costs.

(S.C.DHARMADHIKARI, J)